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FACSIMILE COVER LETTER

From: GREENBLUM & BERNSTEIN, P.L.C.

Date: May 21, 2004

To: U.S.P.T.O.

Attn: Examiner R. R. Yang Group Art Unit 2672

U.S. Serial No. :09/608,008 our docket No. P19355

Telefax Number: 703-746-6009

TOTAL NUMBER OF PAGES, INCLUDING COVER LETTER: 19

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Per your request, please find enclosed a copy of the Response under 37 C.F.R. § 1.116 along with our date-stamped mailroom receipt evidencing the filing of the same on February 12, 2004. Please note that this copy is executed so that you can act upon.

Should you need more information or any questions, please contact us.

Thank you
 Bill Pieprz
 Josh Povsner

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2/12/2004

File In: MAIL ROOM

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Amendment <u>1.116</u> | <input type="checkbox"/> Claim of Priority & Certified Copy of _____ |
| <input type="checkbox"/> Executed Assignment and cover letter
() by facsimile | <input type="checkbox"/> Declaration () Supplemental |
| <input type="checkbox"/> Executed S.E.S. () S.E.S. Assertion | <input type="checkbox"/> New () Unexecuted |
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| () Utility Patent Application Transmittal | _____ pages (w/abstract) |
| () Provisional Application Cover Sheet | _____ claims _____ independent |
| () Continued Prosecution Application | _____ sheets of drawings |
| (CPA) Request Transmittal | _____ figures |
| () Request for Continued Examination (RCE) | <input type="checkbox"/> I.D.S. form PTO-1449 & |
| including Submission | References () as attached |
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| () Check No. _____ for \$ | () One self-addressed postcard |
| () Rule 53b and 53f Letter for | () Certification under 1.97(e) |
| Unexecuted Application | () Certificate of Mailing (C-O-M) |
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In the matter of : IMAGE PROCESSING COMPUTER SYSTEM FOR PHOTOGRAMMETRIC ANALYTIC MEASUREMENT

Applicant : Toshihiro NAKAYAMA

Application No. : 09/608,008

Filed : 6/30/2000

Patent No. :

Issued :

Docket : P19355

JMP

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Response under 37 C.F.R. 1.116
Expedited Procedure Requested
Examining Group, 2672

Attorney Docket No. P19355

In re application of : Toshihiro NAKAYAMA

Serial No. : 09/608,008

Group Art Unit: 2672

Filed : June 30, 2000

Examiner: R. R. Yang

For : IMAGE PROCESSING COMPUTER SYSTEM FOR PHOTOGRAMMETRIC ANALYTIC MEASUREMENT

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COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an Amendment under 37 C.F.R. 1.116 in the above-captioned application.

☐ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a previously filed statement.

☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

☐ A Request for Extension of Time.

☒ No Additional Fee.

The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 33	37	0	x 9=	\$	x 18=	\$ 0.00
Indep. Claims: 4	4	0	x 43=	\$	x 86=	\$ 0.00
Multiple Dependent Claims Presented			+145=	\$	+290=	\$0.00
Extension Fees for Month				\$		\$0.00
Total:				\$	Total:	\$0.00

*If less than 20, write 20

**If less than 3, write 3

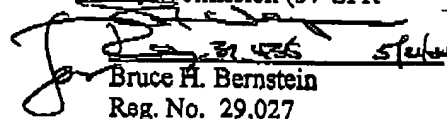
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☒ N/A A Check in the amount of \$_____ to cover the filing/extension fee is included.

☒ The U.S. Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of times fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136)(a)(3)


Bruce H. Bernstein
Reg. No. 29,027

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P19355.A09

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Toshihiro NAKAYAMA
Group Art Unit: 2672
Appln. No. : 09/608,008
Examiner: R.R. Yang
Filed : June 30, 2000
For : IMAGE PROCESSING COMPUTER SYSTEM FOR
PHOTOGRAMMETRIC ANALYTIC MEASUREMENT

RESPONSE UNDER 37 C.F.R. §1.116

Commissioner of Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir :

In response to the Advisory Action of the U.S. Patent and Trademark Office dated December 17, 2003, maintaining the rejections set forth in a Final Official Action dated August 13, 2003 (in which a three-month shortened statutory period for response was set to expire on November 13, 2003), the period for response having been extended on January 13, 2004 by a Notice of Appeal and Request for a (two-month) Extension of Time to expire on March 15, 2004 (March 13, 2004 falling on a Saturday), Applicant respectfully requests reconsideration and withdrawal of each of the outstanding rejections, as well as an indication of the allowability of all the claims now pending.